



**HAWAII STATE ETHICS COMMISSION
DISCLOSURE OF FINANCIAL INTERESTS (FORM D-201)**

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| HAWAII STATE ETHICS COMMISSION 1001 Bishop Street, Pacific Tower Suite 970 P.O. Box 616 Honolulu, Hawaii 96809 Telephone: 587-0460 Fax: 587-0470 email: ethics@ethics.state.hi.us | | <div style="text-align: right;">Rev. 12/01</div> <div>For Office Use Only DATE REC'D: 01/31/2003 AG's</div> <div style="text-align: right;">FILE NO.: 03-D-11260</div> <div style="text-align: center; opacity: 0.5;">RECEIVED STATE OF HAWAII STATE ETHICS COMMISSION</div> | |
| IMPORTANT: Please read instructions carefully before filling out this form. | | | |
| FULL NAME (Last, First, Middle) BENNETT, MARK JEREMY | | SPOUSE'S FULL NAME (Last, First, Middle) BENNETT, PATRICIA TOMI | |
| DEPENDENT CHILDREN'S FULL NAMES (Last, First, Middle) | | | |
| RESIDENCE ADDRESS [REDACTED] | | | |
| MAILING ADDRESS | | | |
| BUSINESS TELEPHONE (808) 586-1282 | | STATE DEPARTMENT/DIVISION OR BOARD/COMMISSION DEPARTMENT OF THE ATTORNEY GENERAL | |
| RESIDENCE TELEPHONE [REDACTED] | | STATE POSITION HELD ATTORNEY GENERAL, STATE OF HAWAII | TERM OF OFFICE: Begin: 01/01/03 End: 12/04/06 |

FOR EACH ITEM, EXCEPT ITEM 9, DISCLOSE INTERESTS OF FILER, SPOUSE, AND DEPENDENT CHILDREN.
USE THE ABBREVIATIONS: "F" for filer, "SP" for spouse, "DC" for dependent children, and "JT" for joint interests of the spouse and filer.

ITEM 1: INCOME FOR SERVICES RENDERED FOR PRECEDING CALENDAR YEAR

List the source (the term "source" also includes any state or other government agencies) and amount of all income of \$1,000 or more received during the preceding calendar year, for services rendered, and the nature of the services rendered.

| F,SP,DC,JT | NAME AND ADDRESS OF SOURCE OF INCOME | AMOUNT | SERVICES RENDERED |
|------------|---|---|-------------------------|
| F | McCorriston Miller Mukai MacKinnon LLP P.O. Box 2800 Honolulu, Hawaii 96803-2800 | G (approximation, final amounts not known until K1 received). | Legal Services |
| SP | State of Hawaii Department of the Attorney General 425 Queen Street Honolulu, Hawaii 96813 | E | Deputy Attorney General |

☐ Check here if entry is None

☐ Check here if additional sheets are attached

ITEM 2: OWNERSHIP OR BENEFICIAL INTERESTS IN BUSINESSES

List the amount and identity of every ownership or beneficial interest held during the disclosure period in any business incorporated, regulated, or licensed to carry on business in the State if the interest has a value of \$5,000 or more or is equal to 10% or more of the ownership of the business.

| F,SP, DC,JT | BUSINESS NAME AND ADDRESS | NATURE OF BUSINESS | NATURE OF INTEREST | VALUE OR NO. OF SHARES |
|----------------|----------------------------|--------------------|--------------------|---------------------------|
| | <u>See attached sheet.</u> | | | |

☐ Check here if entry is None☒ Check here if additional sheets are attached**ITEM 3: TRANSFER OF OWNERSHIP OR BENEFICIAL INTERESTS IN BUSINESSES**

List any ownership or beneficial interests in businesses transferred during the disclosure period and the date of transfer.

| F,SP, DC,JT | OWNERSHIP OR BENEFICIAL INTEREST TRANSFERRED DURING THIS DISCLOSURE PERIOD | DATE OF TRANSFER |
|----------------|--|---------------------|
| | <u>See attached sheet.</u> | |

☐ Check here if entry is None☒ Check here if additional sheets are attached**ITEM 4: CREDITORS**

List the name and address of each creditor to whom the value of \$3,000 or more was owed during the disclosure period and the original amount and amount outstanding (excluding debts arising out of retail transactions or the purchase of consumer goods).

| F,SP, DC,JT | NAME OF CREDITOR AND ADDRESS | ORIGINAL AMOUNT OWED | AMOUNT OUTSTANDING |
|----------------|------------------------------|-------------------------|-----------------------|
| | <u>See attached sheet.</u> | | |

☐ Check here if entry is None☒ Check here if additional sheets are attached

ITEM 5: OFFICERSHIPS, DIRECTORSHIPS, TRUSTEESHIPS

List every officership, directorship, trusteeship, or other fiduciary relationship held during the disclosure period in any business or organization, the term of office, and the annual compensation.

| F,SP, DC,JT | NAME AND ADDRESS OF BUSINESS | TITLE HELD | TERM OF OFFICE | ANNUAL COMPENSATION |
|----------------|------------------------------|------------|----------------|------------------------|
| | <u>See attached sheet.</u> | | | |

[] Check here if entry is None [X] Check here if additional sheets are attached

ITEM 6: INTERESTS IN REAL PROPERTY HELD IN THE STATE

List interests in real property in the State, held during the disclosure period, if the interest has a value of \$10,000 or more.

| F,SP, DC,JT | STREET ADDRESS | TAX MAP KEY NUMBER | VALUE |
|----------------|----------------------------|--------------------|-------|
| | <u>See attached sheet.</u> | | |

[] Check here if entry is None [X] Check here if additional sheets are attached

ITEM 7: INTERESTS IN REAL PROPERTY ACQUIRED

List interests in real property in the State, acquired during the disclosure period, if the interest has a value of \$10,000 or more.

| F,SP, DC,JT | TAX MAP KEY NUMBER & STREET ADDRESS | AMOUNT & NATURE OF CONSIDERATION PAID | NAME OF PERSON RECEIVING THE CONSIDERATION |
|----------------|-------------------------------------|--|--|
| | None. | | |

[X] Check here if entry is None [] Check here if additional sheets are attached

ITEM 8: INTERESTS IN REAL PROPERTY TRANSFERRED

List interests in real property in the State, transferred during the disclosure period, if the interest has a value of \$10,000 or more.

| F,SP,DC,JT | TAX MAP KEY NUMBER & STREET ADDRESS | AMOUNT & NATURE OF CONSIDERATION RECEIVED | NAME OF PERSON FURNISHING THE CONSIDERATION |
|------------|-------------------------------------|---|---|
| | None. | | |

☒ Check here if entry is None ☐ Check here if additional sheets are attached

ITEM 9: CLIENTS PERSONALLY REPRESENTED BEFORE STATE AGENCIES

List the names of clients personally represented by you before state agencies, except in ministerial matters, for a fee or compensation during the disclosure period, excluding clients represented before courts.

| NAME OF CLIENT | NAME OF STATE AGENCY |
|---------------------|----------------------|
| See attached sheet. | |

☐ Check here if entry is None ☒ Check here if additional sheets are attached

ITEM 10: CREDITOR INTERESTS IN INSOLVENT BUSINESSES

List the amount and identity of every creditor interest in insolvent businesses, held during the disclosure period, if the interest has a value of \$5,000 or more.

| F,SP,DC,JT | NAME AND ADDRESS OF BUSINESS | NATURE OF BUSINESS | NATURE OF INTEREST | VALUE |
|------------|------------------------------|--------------------|--------------------|-------|
| | None. | | | |

☒ Check here if entry is None ☐ Check here if additional sheets are attached

CERTIFICATION: I hereby certify that the above is a true, correct, and complete statement to the best of my knowledge and belief. If I have a spouse and/or dependent children, I also hereby certify that I have included their interests on this form to the best of my knowledge and belief. I understand that it is a violation of State law, chapter 84, HRS, if information is not disclosed as required by chapter 84, HRS. I further understand that there are statutory penalties for noncompliance.

Marly Bentz
SIGNATURE

1/30/03
DATE

ITEM 2: OWNERSHIP OR BENEFICIAL INTERESTS IN BUSINESSES

| F, SP, DC, JT | BUSINESS NAME AND ADDRESS | NATURE OF BUSINESS | NATURE OF INTEREST | VALUE OR NO. OF SHARES |
|------------------|---|--------------------------------------|-----------------------|---------------------------|
| F | McCorriston Miller Mukai MacKinnon LLP P.O. Box 2800 Honolulu, HI 96803-28000 | Limited Liability Law Partnership | | |

From 1991 through 2002 (all prior to my becoming Attorney General), I was a partner in this partnership. I resigned effective at the end of 2002. During the time I was a partner, I was entitled to receive such payments as were approved by the partnership. I did not own any particular partnership interest, except by law, as a general partner, or later, as a limited liability partner. Because the number of partners varied, the by law nature of my partnership interest varied. It probably varied between approximately 3-5%, over time, although, as stated, my compensation was determined by the partnership, and the compensation of various partners varied greatly. Pursuant to the partnership agreement, upon my leaving the partnership, I was entitled to the payment of my capital account, and to a fixed payment based upon my years of partnership, and whether or not I was leaving the partnership to compete as an attorney in private practice (which I was not). In my case, the agreement entitled me to a total payment (in addition to the capital account payment) approximately equal to my draw for the 12 months prior to my having left the partnership. That payment was to be made in three equal installments, with the first payment to be made within 30 days after I left the partnership, the second payment to be made one year later, and the third payment to be made one year following that. However, pursuant to a now established irrevocable escrow agreement, the law firm has paid irrevocably into escrow the amounts I am due to receive in one and two years (less an amount approximately equal to the cost to the law firm of having to place the money into escrow now, rather than paying it in one and two years, minus the interest the law firm will earn on the money, while it is in escrow). The irrevocable escrow agreement specifically provides the precise amounts I will be paid in 2004 and 2005, and the precise dates on which those payment must be made. After those payments are made, the law firm will receive the interest remaining in escrow, and the escrow will terminate. As noted, the escrow is irrevocable. I have already received, from escrow, the payment of the balance in my capital account, and the first payment that was due to me within 30 days after leaving the partnership.

| F, SP, DC, JT | BUSINESS NAME AND ADDRESS | NATURE OF BUSINESS | NATURE OF INTEREST | VALUE OR NO. OF SHARES |
|------------------|--|-----------------------|-----------------------|---------------------------|
| F | AT&T Corp. | Communications | Stock | B |
| F | Comcast Corp. | Communications | Stock | B |
| F | Intel Corp. | Electronics | Stock | C |
| F | IBM | Electronics | Stock | D |
| F | R.J. Reynolds | Tobacco Co. | Stock | D |
| F | Fidelity Extended Market Index Fund | Mutual Fund | Shares | E |
| F | Fidelity Int'l Index Fund | Mutual Fund | Shares | C |
| F | Fidelity Spartan 500 Fund | Mutual Fund | Shares | G |
| F | Fidelity Asset Manager Growth Fund | Mutual Fund | Shares | A |
| F | Fidelity Low Priced Stock Fund | Mutual Fund | Shares | E |
| F | Rydex OTC Fund | Mutual Fund | Shares | D |
| F | Dreyfus Founders Worldwide Fund | Mutual Fund | Shares | D |

ITEM 3: TRANSFER OF OWNERSHIP OR BENEFICIAL INTERESTS IN BUSINESSES

| F, SP, DC, JT | OWNERSHIP OR BENEFICIAL INTEREST TRANSFERRED DURING THIS CLOSURE PERIOD | DATE OF TRANSFER |
|------------------|---|---------------------|
| F | Entire Holdings in R.J. Reynolds, 625.376 shares, sold | 12/31/02 |
| F | Entire Holdings in Dreyfus Founders Worldwide fund, 2042.3090 shares, sold | 12/27/02 |

I did not transfer any ownership interest in McCorriston Miller Mukai MacKinnon LLP, but, as noted above, I resigned from the partnership effective at the end of 2002, and this terminated my interest in the partnership.

ITEM 4: CREDITORS

| F, SP, DC, JT | NAME OF CREDITOR AND ADDRESS | ORIGINAL AMOUNT OWED | AMOUNT OUTSTANDING |
|------------------|---|-------------------------|---|
| JT | GMAC Mortgage Corp. P.O. Box 780 Waterloo, IA 50704 (Two separate mortgages, total listed) | I | H |
| JT | City Bank P.O. Box 3709 Honolulu, HI 96811 (Mortgage) | E | E (Our share of mortgage on which we are joint obligors with another person. The total mortgage, on which we could technically be liable would be F, F). |

ITEM 5: OFFICERSHIPS, DIRECTORSHIPS, TRUSTEESHIPS

| F, SP, DC, JT | NAME AND ADDRESS | TITLE HELD | TERM OF OFFICE | ANNUAL COMPENSATION |
|------------------|---|--|----------------|------------------------|
| F | Unit 470 American Contract Bridge League Honolulu, HI | Vice President, Member, Board of Directors | 2001 - 2005 | None |
| F | AOAO Pacific Heights Park Place 2330 Kaola Way, #1 Honolulu, HI 96813 | Vice President, Member, Board of Directors | 1993 - 2004 | None |
| F | Friends of the Childrens Justice Center 677 Ala Moana Blvd, Suite 725 Honolulu, HI 96813 | Board of Directors | 2002-2005 | None |

ITEM 6: INTERESTS IN REAL PROPERTY HELD IN THE STATE

| F, SP, DC, JT | STREET ADDRESS | TAX MAP KEY NUMBER | VALUE |
|------------------|--|--------------------|-------|
| T | 60 N. Beretania St., Apt. 3210 Honolulu, HI 96813 | 170050110315 | H |
| JT | 1888 Kalakaua Ave, Apt. 707 Honolulu, HI 96815 | 260140390007 | G |
| JT | 2330 Kaola Way, #6 Honolulu, HI 96813 | 220190200006 | H |

ITEM 9: CLIENTS PERSONALLY REPRESENTED BEFORE STATE AGENCIES

| NAME OF CLIENT | NAME OF STATE AGENCY |
|----------------|----------------------|
|----------------|----------------------|

I did not personally represent any clients before state agencies. While in the private practice of law, and before I became Attorney General, I did negotiate on behalf of clients with the Department of the Attorney General, with regard to litigation or possible litigation. I do not interpret "Item 9" as seeking this information, as these were negotiations with lawyers, not representation before a state agency.